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Ifw

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Oct 26, 2005

By: [Signature]

PATENT

Attorney Docket No.: 20093A-002220US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Eric H. Holmes *et al.*

Patent No.: 6,936,448 B2

Date of Patent: August 30, 2005

Application No.: 10/040,863, filed November 1, 2001

For: NUCLEIC ACIDS AND PROTEINS OF A RAT GANGLIOSIDE GM₁-SPECIFIC α 1-2FUCOSYLTRANSFERASE AND USES THEREOF

Customer No.: 20350

Confirmation No.: 3956

Examiner: Rao, M.

Technology Center/Art Unit: 1652

**PETITION TO CORRECT
ASSIGNEE'S NAME
UNDER 37 C.F.R. § 1.183**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to Communication mailed October 4, 2005 denying Patentee's Request for Certificate of Correction, Patentee submits this Petition under 37 CFR §1.183 in accordance with MPEP § 1481 to correct applicant's error in the Assignee's name. This Petition is being filed after the issue date of this patent (August 30, 2005).

10/31/2005 NNGUYEN1 00000006 201430 10040863

01 FC:1462 400.00 DA

Petition Fee:

Authorization is hereby given to withdraw funds from Deposit Account No. 20-1430 for the Petition fee set forth in 37 C.F.R. § 1.117(h) in the amount of \$130.

Patentee requests herewith that the requirements of 37 CFR § 3.81(b) be waived to permit the correct name of the Assignee be provided in this patent. Failure to include the correct Assignee name in Item 3 of the Issue Fee Transmittal (PTOL-85b) was inadvertent.

Correct Name and Address of Assignee:

The correct name and address of the Assignee are:

**Northwest Hospital
1550 N. 115th Street
Seattle, WA 98133-9733**

Proof of Assignment:

A copy of the Notice of Recordation of Assignment Document reflecting the Reel (011202) and Frame (0426) numbers where the Assignment is recorded and reflecting proof of the date the Assignment was recorded (October 25, 2000) is attached, along with a copy of the Assignment.

The Patentee believes it has complied with all requirements for granting of a Petition under 37 CFR §1.183, and respectfully requests that the Assignee's name be corrected in this patent.

Certificate of Correction:

As the Patentee believes it has complied with all requirements for granting of a Petition under 37 C.F.R. § 1.183, Patentee requests that the file be forwarded to the Certificate of Corrections Branch for issuance of a Certificate of Correction under 37 C.F.R. § 1.323 for the error in this patent.

A Request for Certificate of Correction under 37 CFR § 1.323, Certificate of Correction (PTO/SB/44) and authorization to withdraw funds were filed with the Certificate of Corrections Branch on September 13, 2005. The Office is hereby authorized to charge any additional fees, or credit any overpayments, associated with this Petition to Deposit Account No. 20-1430

Eric H. Homes *et al.*
Patent No. 6,936,448 B2
Page 3

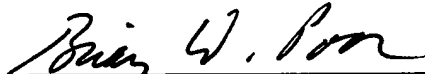
PATENT

If the Examiner believes a telephone conference would expedite grant of this petition, please telephone the undersigned at 206-467-9600.

Respectfully submitted,

TOWNSEND and TOWNSEND and CREW LLP

Date: 26 October 2005

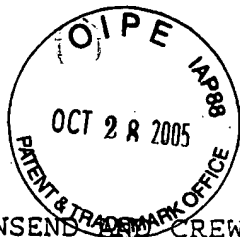
By: 
Brian W. Poor
Reg. No. 32,928

Two Embarcadero Center, 8th Floor
San Francisco, CA 94111-3834
Tel: 206-467-9600
Fax: 415-576-0300

Attachments
BWP/mmm
60614637 v1

JANUARY 03, 2001

TOWNSEND AND TOWNSEND PTAS
BRIAN W. POOR
TWO EMBARCADERO CENTER, 8TH FLOOR
SAN FRANCISCO, CA 94111-3834



2007A-002200US
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231



101507781A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 10/25/2000

REEL/FRAME: 011202/0426
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

PACIFIC NORTHWEST CANCER
FOUNDATION

DOC DATE: 10/11/2000

ASSIGNEE:

NORTHWEST HOSPITAL
2203 AIRPORT WAY SOUTH, SUITE 200
SEATTLE, WASHINGTON 98134

SERIAL NUMBER: 09298886
PATENT NUMBER:

FILING DATE: 04/23/1999
ISSUE DATE:

SEDLEY PYNE, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

TOWNSEND & TOWNSEND
BRIAN W. POOR
RECEIVED
01 JAN -9 AM 10:47

11-07-2000

Jocket No. 20093A-002200US

FORM PTO-1595

(Rev. 6-93)

To the Honorable Asst. Commissioner for P

U.S. Department of Commerce

Patent and Trademark Office

Documents or copy thereof

1. Name of conveying party(ies):

Pacific Northwest Cancer Foundation

Additional name(s) of conveying parties attached? ☐ Yes ☒ No☒ No.

3. Nature of conveyance:

☒ Assignment ☐ Merger☐ Security Agreement ☐ Change of Name☐ Other:

Execution Date: October 11, 2000 and September 25, 2000

2. Name and address of receiving party(ies)

Name: Northwest Hospital

Internal Address:

Street Address: 2203 Airport Way South, Suite 200

City: Seattle State: Washington ZIP: 98134

Additional names and addresses attached? ☐ Yes ☒ No

4. Application Number(s) or Patent Numbers.

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No(s): 09/298,886 and PCT/US99/07384

B. Patent No(s):

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Brian W. Poor
TOWNSEND AND TOWNSEND AND CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
(206) 467-9600

6. Total number of applications and patents involved 2

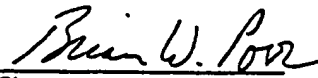
7. Total fee (37 CFR 3.41): \$40

☐ Enclosed ☒ Charge Fees to Deposit Account☒ Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account.

8. Deposit account number: 20-1430

DO NOT USE THIS SPACE

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing is true and correct and any attached copy is a true of copy of the original document.*Brian W. Poor
Name of Person Signing
Signature20 October 2000
Date

Atty Reg. No. 32,928

Total number of pages including cover sheet, attachments and document 4

10. Change Correspondence Address to that of Part 5? ☐ Yes ☐ No

OMB No. 0651-0011 (exp. 4/94)

Mail documents to be recorded with required cover to:

Do not detach this portion

11/05/2000 GTON11 00000065 201430 09298866

01 12:581 40.00 CH

Asst. Commissioner for Patents
Box: Assignments
Washington, D.C. 20231

SE 5005336 v1

ASSIGNMENT

WHEREAS, PACIFIC NORTHWEST CANCER FOUNDATION, 13758 Lake City Way N.E., #200, Seattle, Washington 98125, hereinafter referred to as "ASSIGNOR," is the owner of all rights in certain new and useful improvements as described and set forth in the below-identified applications:

U.S. Patent Application No. 09/298,886; filed April 23, 1999, entitled: "NUCLEIC ACIDS AND PROTEINS OF A RAT GANGLIOSIDE GM1-SPECIFIC ALPHA 1→2 FUCOSYLTRANSFERASE AND USES THEREOF," assigned to Pacific Northwest Cancer Foundation by an Assignment recorded at Reel 010053, Frame 0181, on June 23, 1999;

PCT/US99/07384, filed April 23, 1999, entitled: "NUCLEIC ACIDS AND PROTEINS OF A RAT GANGLIOSIDE GM1-SPECIFIC ALPHA 1→2 FUCOSYLTRANSFERASE AND USES THEREOF"

WHEREAS, NORTHWEST HOSPITAL, 2203 Airport Way South, Suite 200, Seattle, Washington 98134, hereinafter referred to as "ASSIGNEE," wants to acquire an interest in the inventions and applications and in any Letters Patent and Registrations that may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignor, Assignor has assigned, and by these presents does assign to Assignee all right, title and interest in and to the inventions and applications and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignor had this assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignor further agrees that Assignor will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

IN TESTIMONY WHEREOF, this Assignment is executed this 25th day of September, 2000.

Northwest Hospital
By: [Signature]
Name: John Kim
Title: V.P. CORP AFFRS

STATE OF WASHINGTON)
COUNTY OF KING) SS.

On September 25, 2000 before me Catherine Solemslie (insert name of notary public),
Kim, personally appeared John
Kim, personally known to me (or proved to me on the
basis of satisfactory evidence) to be the person whose name is subscribed to the within
instrument, and acknowledged to me that he executed the same in his authorized capacity, and
that by his signature on the instrument the person, or the entity upon behalf of which the person
acted, executed the instrument.

WITNESS my hand and official seal.



Catherine Solemslie
NOTARY PUBLIC
My Commission Expires: 2/4/02

IN TESTIMONY WHEREOF, this Assignment is executed this 11TH day of October, 2000.

Pacific Northwest Cancer Foundation

By:

David J. Waters
Name: David J. Waters, DVM, PhD
Title: Executive Director

INDIANA

STATE OF ~~WASHINGTON~~
~~XXXXXXXXXXXX~~
TIPPECANOE)
COUNTY OF ~~KING~~)

ss.

On OCT. 11, 2000, before me (insert name of notary public),
CONNIE J. WHITLOCK, personally appeared DAVID J. WATERS,
personally known to me (or proved to me on the
basis of satisfactory evidence) to be the person whose name is subscribed to the within
instrument, and acknowledged to me that he executed the same in his authorized capacity, and
that by his signature on the instrument the person, or the entity upon behalf of which the person
acted, executed the instrument.

WITNESS my hand and official seal.

Connie J. Whitlock
NOTARY PUBLIC
My Commission Expires: MAY 11, 2001
COUNTY OF RESIDENCE: CLINTON



PTO/SB/21 (09-04)

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

9

Patent Number

6,936,448

Issue Date

August 30, 2005

First Named Inventor

Eric H. Holmes

Art Unit

1652

Examiner Name

M. Rao

Attorney Docket Number

20093A-002220US

ENCLOSURES (Check all that apply)

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional ApplicationPower of Attorney, Revocation
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____



Landscape Table on CD



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):Copy of Notice of Recordation of Assignment
with Assignment (5 pgs.) and Return PostcardCertified Copy of Priority
Document(s)Reply to Missing Parts/ Incomplete
ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Remarks

The Commissioner is authorized to charge any additional fees to Deposit
Account 20-1430.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Townsend and Townsend and Crew LLP

Signature

Printed name

Brian W. Poor

Date

26 October 2005

Reg. No.

32,928

CERTIFICATE OF TRANSMISSION/MAILINGI hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an
envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

JM Smolen

Date

10-26-05



Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 130)

Complete if Known

Application Number	10/040,863
Filing Date	November 1, 2001
First Named Inventor	
Examiner Name	M. Rao
Art Unit	1652
Attorney Docket No.	20093A-002220US

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.117(h) ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity		Small Entity		Small Entity		
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity	
	Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>
				<u>Fee (\$)</u> <u>Fee Paid (\$)</u>

HP = highest number of total claims paid for, if greater than 20

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>

- 100 = / 50 = (round up to a whole number) x =

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Petition under 37 CFR 1.183

Fees Paid (\$)

130

SUBMITTED BY

Signature	<u>Brian W. Poor</u>	Registration No. (Attorney/Agent)	32,928	Telephone	206-467-9600
Name (Print/Type)	Brian W. Poor			Date	<u>26 October 2005</u>